G. R. S. 58]

Previous references.

File No. 25-5-0

1914

(Local Boards)

Serial Nos. 3.7.8.9

Later references.

LB 105-1588 718 B July 1916.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 3.7.8.9

Part B for July 1914

SUBJECT.

Sale of the right of collecting tolls at Kakankote on the Mysore Mangalore road

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Sd J. Fromm Deputy Co — Mysore Dist. No. 8058 dt 15/5/14 Recommends sale of the right of collecting tolls at Kakankote on the Mysore Mangalore road during 1914-15 for Rs 865-15-0 may be confirmed although the bid secured is less than the average for the last 5 years and of the bid for the current year.

Sdy 2000, Comptroller, Chief Engineer & Comptroller Pw. Confirms sale of the right of collecting tolls

GPB—5,000—22-10-16

G.R.S. 111 1913-14

GENERAL AND REVENUE SECRETARIAT.

(AB)

NOTES.

File No. 253/13

FILE HEADING.

Sale of the right of collecting tolls Mysore Dt

From The Deputy Commr, all — Dt-

No. 805 Dated 15. 5-14 Received 18/25 . 5. 14

Diary No. ~~8878~~	Enclos.	Spare Copies.	Serial No. 3

BRIEF ABSTRACT OF LETTER.

Recommends that the sale of the right of collecting tolls at Kakankote on the Mysore - Manantoddy during 1914-15 for Rs 865-15-0 may be confirmed although the bid secured is less than the average for the past five years and of the bid for the current year

NOTES AND ORDERS

The reasons for the fall of Rs 200 in the bid are ~~already~~ detailed in the Sub-Division Officers letter No 271 dated 1st May 1914. Orders are solicited whether under the circumstances stated a resale be directed to be held or the sale confirmed

NOTES—First Sheet.

GPB—30,000—12-8-11

G. R. S. 12]

General and Revenue Secretariat.

KB File No. 255 of 1913-14

Serial No.	
	As recommended by the Dy Commr
	KP 82.
	28-5-14 2) Draft Confirming the Sale
KP 305	BSE
	30/5
	3) Draft Submitted for approval
	KP 82.
	30-5-14 4) For the reasons put forward by
	BSE the Sub Dn Offr and the Dy Commr
	the Sale may be Confirmed and
	the Draft approved
	Approved Sthm
	2/6.
	2nd Remarks
	5) Draft approved by the 2nd Remarks
	M
	4/6/14 6) Order issued vide
	Memo 7/6 dated 7/6/14
	7/6
	7) The Dy Commr & Presdt Dt Bd. Mysore
	" Comptroller
	" Chief Engineer
	" Comptroller P. W. D. Accts } No 12630-3 dated 13-6-14.
	Confirmed the Sale of the right of collecting
	tolls at Kakankote during 1914-15 for Rs
	865-15-0
	8) From the Dy Comm, Mysore Dt. No. 957 dated 26-6-14
	Solicits instructions as to whether the Sale
	Confirmed in favor of one man may be
	transferred to another man.

NOTE—Contn. sheet.

GPB—60,000—7-11-13

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G. R. S. 12]

General and Revenue Secretariat.

LB File No. 255 of 1913-14

Serial No. 9

Please see Enclosure to Sl 3. Flag Y

While recommending the Confirmation of the Sale in favor of Malliah, the Sub Division Officer argued that the acceptance of Semi private offers after the auction had prospective disadvantages as such a Course would Stifle the Sense of fair Competition among the bidders.

2) The Same argument appears to hold good in the case of ~~recognition~~ admission of private transactions after the Sale for

A forest Contractor whose carts have frequently to ~~play~~ through the toll gate would not bid at the time of auction in Spite of a Strong desire to Secure the right of Collecting tolls himself if there was Scope for a Subsequent purchase from the original purchaser for a nominal profit. In the present case ~~it is apparent that the purchaser~~ provable Malliah ~~does not~~ had no bonafide intention of managing the ~~tolls~~ collection but purchased ~~it~~ to right with a View to sell it to Nagappa Subsequently for a profit: ~~If such tactics are encouraged the income will Suffer.~~

Such tactics if not Severely discouraged, are likely to prove detrimental to the income to Govt for the intending purchasers will purchase the right from the first purchasers if their private offers to Govt. fail.

NOTE—Contn. sheet.

GPB—10,000—13-6-14

7640 (4

G. R. S. 12]

General and Revenue Secretariat. | LB File No. 255 of 1913 – 14

Serial No.	
To be treated as urgent until disposed	11) The very object of public auction is likely to be frustrated if private transfers after the public sale are recognized by Govt. 12) In such cases the primary responsibility of the purchaser for the due fulfilment of the contract should be enforced. If Malliah is not willing to be responsible for the ~~fulfilment~~ management of Tolls as agreed to by him ~~by him~~ as per terms of the sale notification the proper course would be to cancel the contract & forfeit the deposit amount & resell the right at the risk of the original purchaser. 13) Submitted for orders. R P 82 1.7.14 14) If private transfers of the kind are allowed, ~~it will~~ we shall be B&S setting a premium on Combination or mutual understanding among bidders prior to the sale. 15) Action as suggested in para 12 supra appears to be the most suitable under the circumstances. 16) Nu Dy Com^r, however, reports that he has already accepted the proposed transfer Sub^d for orders

Dy Sec^y

3/7.

NOTE—Contn. sheet.

GIP—65,000—17-C-12.

G. R. S. 12]

1040

(5)

General and Revenue Secretariat.

LB File No. 255 of 1913-14

Serial No.

17) It does not seem to be necessary to interfere with the arrangement already accepted & the Dy Comm. He may however be informed that such subsequent transfers should not be recognized unless there are some special grounds & the transfer forbidden under the original contract continues unaffected.

6

2nd Member 4/7/14

18 It may not be expedient to interfere at this stage as the Dy. Com has accepted the transfer. However it may be brought out & made that his acceptance is not quite correct & that in future, previous sanction of Govt. should be obtained in such cases.

Dwn 6/7

6/7

in place put up a draft

6/7

GPB—60,000—7-11-13

(6

7640

G. R. S. 12]

General and Revenue Secretariat.

LB File No. 255 of 1913-14

Serial No.

10 Draft Submitted for approval.

KPS

7.7.14

BAS

Dr Lee?

Hm

8/7.

21 June

&

5.7.71.

To Hm

9 The Dy Commr, Allypore Dt } 18e 5-71-9.
" Rev: Commr } dated 13.7.14.
" Dy Commrs of Other Dts }

Approves of the transfer of the Contract referred to in the above with the observation that private transfers of Contracts after their confirmation should not be accepted without the previous sanction of Govt.

NOTE—Contn. sheet.

GPR—10,000—13-6-14

From

191

The Deputy Commissioner

Mysore District

To

The Secretary to Government

General and Rev. Depts.

Dated 15.5.1914.

Despatched

Received

General No.

No.

Enclosure No. /

Requests to confirm the sale of the Kakankote Toll-gate in the Mysore-Nanantoddy road held on 1.5.1914.

GPB—50,000—26-9-12

6878
S.R.O. No. 219

19 -19	
SECTION C. B.	
FILE No. 955-3	
SER. L No. 3	

Office of the Deputy Commissioner

Mysore District

Dated Mysore 15th May 1914.

From

A. Subramanya Iyer Esquire, B. A.

Deputy Commissioner

Mysore District.

To

D.V.NarasingaRao Esquire, B.A.B.L.,

Secretary to the Government of

H.H. the Maharaja of Mysore

General and Revenue Departments.

Sir,

I have the honor to state that the right to collect tolls at Yakankote Toll-gate, Hemmadadevankote Taluk during the year 1914-15 was sold by public auction on 1.5.14 by the Assistant Commissioner, Mysore Sub Division, and that it was knocked down to one V.C.Valliah for Rs.865-15-0 per annum (including local cess) against Rs.1062-8 for the current year. It will be seen from the marginally noted details that the average for the past five years comes to Rs.1284-8-9.

1909-10	Rs.	1726	9 0
1910-11		1018	8 0
1911-12		994	4 0
1912-13		1670	15 0
1913-14		1062	8 0
Total		6472	12 0
Average for 1 year 1284-8-9.			

The current year's contractor, Syed Yakub Sab and one V.Lakshmipathia of Gundathur village have both petitioned this office praying that the contract for 1914-15 may be given to them for the current year's amount viz. Rs.1062-8-0. Syed Yakub alleges that he was unable to attend the sale on account of his illness and that he sustained loss owing to the closing of the road for traffic, during Khedda operations. The other petitioner Lakshmipathia states that he did not attend the sale as he was not aware of it.

The Sub Division Officer for reasons given in his letter No. 371 dated 5/14 copy enclosed) is of opinion that such private offers should not be accepted. I agree with him and am further of opinion that a second sale also should not be held.

I request that Government may be pleased to confirm the sale now held.

The Toll-gate being situated on Mysore-Manantoddy road which is a Provincial one, the confirmation of the sale by Government is solicited. The income from this toll-gate is being credited to both Provincial and District funds in equal proportions.

I have the honor to be

sir

your most obedient servant.

Deputy Commissioner

and President- District Board

Mysore.

Letter No. 371 dated 1st May 1914 from the Sub Division Officer, Mysore Division to the Deputy Commissioner- Mysore.

Sir,

Adverting to your No.8622 dated 14th April 14 asking me to hold Toll gate sales in the Heggadadevankote Taluk, I have the honor to state that I duly held the sales to day and that the sale patti is enclosed. The amount of the highest bid is Rs.815, the deposit of the amount for 2 months has been collected and the Treasury officer's certificate on the point is in sale patti. It appears that the contractor of the toll-gate for the last year has purposely absented himself from the auction in order that he may play the tactics said to be usual with him Viz. offering to pay a higher amount afterwards to the Deputy Commissioner and getting the contract for himself, on that ground. But I would strongly urge that tactics of that kind which will spread if we are not firm, should be severely discouraged. It may no doubt, at first sight, appear that there is some profit in accepting a higher bid, but the prospective disadvantages outweigh the apparent immediate profit, for the acceptance of a semi private offer after the auction partakes of the character of neither the system of tenders, nor the system of auction and completely stifles the sense of equal and fair and final competition among the tenderers; with the result that much larger prospective increases are lost, if we look to the immediate apparent gain.

I would under the circumstances recommend a confirmation of the sale, even should there be a slight loss in the light of future semi private offers to the Deputy Commissioner.

The realizations from the tolls in previous years will be found in the appended statement. If any private offer goes above the figure in the present auction by a sufficiently considerable amount, I would recommend a second public auction in preference to acceptance of such semi private offer

The Alidar tells me that the amount realized in the present auction is not quite out of proportion to what may be naturally expected, since the quantity of timber that is being floated down the Mapini river is being increased of late. The Khedda last year seems to have been also responsible for the holding up of a number of timber carts, which would otherwise have passed through the toll gate and this circumstance was not particularly a source of encouragement this year in the auction.

I have etc.,

ed. T.Morioka Rao

Sub Division officer

"c o p y"

[illegible]

[illegible] District.

1 V

Sale of the right of collecting tolls at Kakankote

5

G.R.S. 28]

4/6

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File No. 255

Serial No. 13

Diary No. of letter replied to 6878

Proceedings of the Government of His Highness the Maharaja of Mysore

GENERAL AND REVENUE SECRETARIAT.

(XB)

, *the* 191

Papers under disposal

Date of issue 13.6.14

Signed by Mr A. V. Ramanathan

READ—

Letter no: 805 dated the 15th May 1914 from the Deputy Commr Mysore District recommending Confirmation of the Sale of the right of collecting tolls at Kakankote on the Mysore-Manantoddy road during 1914-15 for Rs 865-15-0 against Rs 1062-8 for the Year 1913-14

~~ORDER THEREON.—~~ No.

SUBJECT.

GPB—50,000—1-12-12

Order thereon: 12630-3 LB255-B dy 13.4.14.

The Sale is Confirmed the proceeds being credited to Provincial and District Funds in equal proportions as hitherto.

for Offg Secretary

10

The Dy Commr & Asst Dt Bd. Lignite Dt
- Comptroller Civil branch -
- Chief Engineer
- Comptroller Military branch.

19

From

The President
District Board Lyallpur

To

The Secretary to Government
Genl & Rev Depts

Dated

Despatched 26/27 6.14

Received

General No. 751.

No.

Enclosure No.

In forwarding the contract for Kakankote salt Gala has been transferred from M.B. Malli Ram to me. Nagappa

Office of the Deputy Commissioner

Mysore District.

Dated Mysore 26th June 1914.

From

A. Subramanya Iyer Esquire, B.A.

Deputy Commissioner

Mysore District.

To

D.M. Narasinga Rao Esquire B.A.B.L.

Offg. Secretary to the Government of Mysore

General and Revenue Depts.

Sir,

I have the honor to state that the right to collect tolls at Kabankote Toll gate during the year 1914-15 was purchased by one M.C.Malliah and that the sale was confirmed in Government Proceedings No. 12670-3/1h. 255-17-97 dated 17.6.14.

The above M.C.Malliah having petitioned this office this day, praying that the above contract may be transferred to the name of one M.Nagappa, a Forest Contractor, I have accepted the proposed transfer of the contract and directed the Amildar of Nagadadevankote to take the necessary bond from M.Nagappa.

In this connection I beg to state that no mention is made either in the sale notification or in the late Chief Commissioner's notification of 1875 regarding the rules for the levy of tolls on public roads and bridges in Mysore, as to whether the sale confirmed in favour of one man may be transferred to another or not.

I solicit instructions in the matter for future guidance.

I have the honor to be

sir

your most obedient servant

Deputy Commissioner & President
District Board- Mysore.

Right of the collecting tolls at Kakankote during 1914–15

G.R.S. 28]

File No. 253/13

Serial No. 9

Diary No. of letter replied to 7640

Proceedings of the Government of His Highness the Maharaja of Mysore

GENERAL AND REVENUE SECRETARIAT.
(LB)

READ—

, *the* 191

Letter under disposal

Letter no: 951 dated the 26th June 1914 from the Deputy Commissioner, Mysore District reporting that the Contract of the right of collecting tolls at Kakanke during 1914–15 conferred in favor of M. C. Mallaiah was, at his request transferred to M. Nagappa a forest contractor

Date of issue

Signed by Mr A. V. Ramanathan

ORDER THEREON.

over

SUBJECT.

GPB—50,000—1-12-12

and soliciting instructions
Whether such ~~transf~~ Subsequent
transfers after the Sale may be
Recognised in future:

Order thereon. 541-9 dBB253-13 9/13/37

The transfer of the Contract in question
is ~~approved~~ with the
Observation that the action
of the Deputy Commissioner in
having recognised the private transfer
Subsequent to the confirmation
of the sale was not quite correct.
2. The Deputy Commissioner
is informed that in future the
previous sanction of Government
Should ~~be~~ invariably be obtained
before such transfers are accepted
~~in such cases~~.

For offg Secretary to Govt
Gen & Rev Depts
9/7/38

To
The Deputy Commr Ellapore District
Rev. Commr
Deputy Commrs of other Districts

2nd Bde